



The Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: R and J Prosthetic Appliance Co., Inc.

File: B-225994.3

Date: February 24, 1987

DIGEST

Agency may consider a mailed proposal that is received after the date required in the solicitation only if one of the exceptions against considering late proposals applies.


DECISION

R and J Prosthetic Appliance Co., Inc., protests the rejection of its offer as late under Veterans Administration (VA) solicitation No. M1-Q15-87. R and J states that because of personnel problems at its office, the firm did not mail the offer until December 19, 1986. The proposal was delivered to the VA on December 23, 1986, 1 day after the due date.

An agency may consider a mailed proposal that is received after the date required in the solicitation only if:

- (1) the proposal was sent by registered or certified mail not later than 5 days before the date specified for receipt;
- (2) the late receipt was due solely to government mishandling at the government installation; or (3) it was the only proposal received. ComPath Business Telephone Systems, B-213575, May 22, 1984, 84-1 C.P.D. ¶ 543. The record does not indicate that any of these exceptions apply here.

The protest is dismissed.


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